

**REGULAR MEETING
COMMUNITY DEVELOPMENT COMMITTEE
OCTOBER 14, 2008 – 3:30 P.M.
TRIBAL OFFICE BOARDROOM**

1. Chairperson Myrna Warrington called the meeting to order at 4:00 p.m. Roll call was taken with a quorum present. MEMBERS PRESENT: Myrna Warrington, Eugene Caldwell (late), Greg Smith, Rick Warrington, Betty Jo Wozniak and Gerald Dick. MEMBERS ABSENT: Dave Corn and David Grignon. Also present: Delbert Otradovec, Jerome Otradovec, Kim Komanekin, Llewellyn Boyd, Chris Pyawasit, Shawn Klemems, Todd Every, Diana Wolf and Linda Peters, recorder.

2. Moment of Silence. A moment of silence was observed.

3. Approval of Minutes dated September 9, 2008

The committee reviewed the minutes and the question was if the word should be cent or percent. Linda Peters will review the recording and correct this.

(Eugene Caldwell entered the meeting at 3:40 p.m.)

Motion made by Rick Warrington to approve the minutes of September 9, 2008 as presented. Second was by Betty Jo Wozniak. All those in favor of the motion signify by saying aye. Motion carried: 4 for, 0 opposed, 1 abstention (Caldwell-was not present for the discussion) and 2 absent (Corn and Grignon).

4. Jerome Otradovec land lease request

Delbert Otradovec and Jerome Otradovec requested the committee to assist them in finding the deed to the home that was purchased from Lloyd and Margaret Pecore around 1972 – 1975. The Otradovec's understand that the land is the tribe's but they are looking for the deed to the home, barn, silo and other buildings. When the home was purchased, HUD put in a new septic, well and has done other improvements to the home. The area that was leased was a 10 acre parcel that included one acre for the home and the other area was used to house the buildings and farm.

Mr. Delbert Otradovec is now looking for assistance with insulating and getting an outside wood stove and has been informed that he needs to show ownership of the home. Mr. Jerome Otradovec has also tried to apply for assistance due to his veteran status and has been turned down.

The committee was also made aware that there is an outstanding agricultural lease balance in the amount of \$ 3,136.00.

Subsequent Legislative motions show that a 10-acre survey of the land should have been completed and that Delbert was to apply for a residential lease.

The committee reviewed all the material that was provided to them and decided that more information is needed before a decision can be made.

5. Patsy Pecore variance request

Rick Warrington has not received any additional information. The last submittal was an application for a title but the application does not state what it is for.

Motion made by Rick Warrington to table this item. Second was by Betty Jo Wozniak. All those in favor of the motion signify by saying aye. Motion carried: 5 for, 0 opposed, 0 abstentions and 2 absent (Corn and Grignon).

6. Brian Tepiew land request.

Todd Every presented to the committee two proposals for additional residential parcels on the Robert Hall Property located in Middle Village. Proposal one is for 10 lots and the other proposal is for 14 lots.

The committee needs to accommodate the growing population and request for residential lots. The Housing Department would be able to utilize these lots for future development.

There would be a cost for placement of the infrastructure to the additional lots and the committee could start by placing the proposed road onto the Indian Reservation Road listing for future development.

Todd Every will inform Brian Tepiew that he would be able to lease the proposed lot that use to house the old Robert Hall home (existing infrastructure) and use the existing driveway until the new road is developed once the plat is completed.

Motion made by Betty Jo Wozniak to approve the Middle Village survey in Middle Village known as the Robert Hall property for 14 lots. Second was by Eugene Caldwell. All those in favor of the motion signify by saying aye. Motion carried: 5 for, 0 opposed, 0 abstentions and 2 absent (Corn and Grignon).

Motion made by Betty Jo Wozniak to have the proposed roadway between Basswood and Yellow Birch added to the Tribe's IRR (Indian Reservation Road) listing. Second was by Greg Smith. All those in favor of the motion signify by saying aye. Motion carried: 5 for, 0 opposed, 0 abstentions and 2 absent (Corn and Grignon).

Motion made by Betty Jo Wozniak to table Brian Tepiew's land request. Second was by Eugene Caldwell. All those in favor of the motion signify by saying aye. Motion carried: 5 for, 0 opposed, 0 abstentions and 2 absent (Corn and Grignon).

7. Land of the Menominee Repair request

There was no information submitted into the packet.

Motion made by Betty Jo Wozniak to table this item. Second was by Eugene Caldwell. All those in favor of the motion signify by saying aye. Motion carried: 5 for, 0 opposed, 0 abstentions and 2 absent (Corn and Grignon).

8. Menominee Energy Plan

Llewellyn Boyd presented the Menominee Energy Plan and needs legislative approval to endorse a resolution supporting this plan and to send the application to the Bureau of Indian Affairs Economic Development Program.

This application will assist with funds to develop an energy plan.

Motion made by Betty Jo Wozniak to recommend to the Legislature the submission of this proposal (Menominee Energy Plan) to the Bureau of Indian Affairs. Second was by Eugene Caldwell. All those in favor of the motion signify by saying aye. Motion carried: 5 for, 0 opposed, 0 abstentions and 2 absent (Corn and Grignon).

9. Fairgrounds Walking Trail

Rick Warrington presented to the committee the concept installing a walking trail starting at HWY 47/55 and ending at the top of Fairgrounds road. Mr. Warrington did speak to the homeowner at the end of the park. Mrs. Martin does not like the idea but would not object to it. The committee recommended that a berm would be placed between the two properties.

The Veterans have reviewed the plans and they would like the veteran's memorial currently housed at the law enforcement center moved downtown to centralize the area. The existing white memorial will be replaced by three new flagpoles. The veterans were requesting additional space for parking.

The committee discussed the ice and water damage that could occur each year. Gary Schuettpelz stated that as long as there is no impediment (restricting the flow of the river) there should be no problem with approval of the plans. Some suggestions were to berm or levy the shoreline to prevent this from happening.

Motion made by Betty Jo Wozniak to recommend to the Community Development Department to proceed with the development plans for the Fairgrounds Walking Trail and include a parking lot. Second was by Eugene Caldwell. All those in favor of the motion signify by saying aye. Motion carried: 4 for, 0 opposed, 1 abstention (R. Warrington) and 2 absent (Corn and Grignon).

10. Chris Pyawasit – Permission to place sign in Veteran's Park

Chris Pyawasit informed the committee that he is currently a Menominee Language student at the College of Menominee Nation. His class project is a sign that is 7 ft tall, 5 ft wide and will be supported by cedar posts. The veteran's staff and each of the branches of services will be represented. It states at the top of the sign in Menominee "We honor them" and at the bottom of the sign "Brave Warriors".

The cost of the sign is between \$1,500 and \$2,000. Donations came from Menominee Veterans, the Menominee Nation Casino, Qualheim's, Charles Graphics and MTE. The supports will be dug 4 feet down by Mike Krueger after Digger's Hotline has been contacted. Mr. Krueger is also donating his time. There was a donation for the cement that would stabilize the sign and this would be done after the Fairgrounds Walking Trail project is complete.

Mr. Pyawasit has also stated that the maintenance of the sign will be done by Menominee language college student on a yearly basis. The sign is sturdy and maintenance would not need to take place for an estimated 8 years.

Mr. Pyawasit is looking for permission to have the sign erected next week with the ceremony on November 11, 2008.

Motion made by Eugene Caldwell to recommend to the Legislature to approve the request of Chris Pyawasit to place a sign in Veteran's Park and to work with Community Development to place the sign. Second was by Betty Jo Wozniak. All those in favor of the motion signify by saying aye. Motion carried: 5 for, 0 opposed, 0 abstentions and 2 absent (Corn and Grignon).

11. Ordinance 87-32-Zoning Ordinance: Single Family Mobile Homes variances – Discussion and recommendations.

Betty Jo Wozniak informed the committee that her home inspector did inform her that there is no specific language in the State of Wisconsin that a trailer home needs to be inspected. The liability for the safety of the home needs to remain with the homeowner. The Tribe can not get any documentation that would confirm that a trailer home is safe and most state inspectors refuse to sign a document that the trailer home is habitable.

The committee agreed that it depends on the individual home owner and how they maintain their home. The home could be brand new and not maintained properly whereas another home owner could have a 10 year old trailer and look brand new. The committee will review the age condition section of the ordinance and increase the age requirement but remove the variance process.

At the next meeting, the committee will review the language to approve any amendments to this section of the ordinance and send the proposed amendments to the Governmental Affairs Committee.

12. Junk Mobile Home Trailers – Discussion and recommendations.

Todd Every and Diana Wolf informed the committee have been working on the list of junk mobile homes and the cost of clean up.

The committee reviewed the list and requested to remove the fee land off the list and to classify if the land is leased from the Tribe or if the trailer is on a 99 year permit. This would assist in collecting the cost of the clean up back from the homeowner.

Frank McLellan had a grant and there should be \$9,000.00 available. Diana Wolf will check with Environmental Services to find out if there is BIA money available to assist in the clean up.

Ms. Wolf informed the committee that the tin on the homes is being removed and the police have been informed. This is presenting a health and safety hazard. Insulation is blown around and children are playing in these abandoned structures.

Motions made by Betty Jo Wozniak to table this item until we find out where the money is and bring this information back to the next meeting. Second was by Rick Warrington. All those in favor of the motion signify by saying aye. Motion carried: 5 for, 0 opposed, 0 abstentions and 2 absent (Corn and Grignon).

13. Department of Transit Services – Transportation Development Plan

Shawn Klemens presented the Five Year Transit Development Plan to the committee. The committee was informed of the increased rider ship, routes, needs and the interest in Stockbridge and Shawano Co to combine services. Mr. Klemens informed the committee that the establishment of a Transit Commission would increase funding for available services. The department is not looking to stand alone because they would not be able to survive. The establishment of a commission would enable Mr. Klemens to seek state funding to offset some of the tribal dollars.

Mr. Klemens has letters of support from Stockbridge and the City of Shawano to seek planning grants. His department is also speaking with Langlade County to provide service. The committee will review the document and bring it back to the next meeting with any further questions.

Motion made by Eugene Caldwell to table this item. Second was by Rick Warrington. All those in favor of the motion signify by saying aye. Motion carried: 5 for, 0 opposed, 0 abstentions and 2 absent (Corn and Grignon).

14. Department of Transit Services – New Facility Design

Shawn Klemens provided to the committee the site plan for the new facility. All environmental and archaeological surveys have been completed. There will be a zoning ordinance change request for the facility site.

15. Monthly Narratives

Motion made by Eugene Caldwell to approve all the monthly reports as submitted. Second was by Betty Jo Wozniak. All those in favor of the motion signify by saying aye. Motion carried: 5 for, 0 opposed, 0 abstentions and 2 absent (Corn and Grignon).

16. Other Business

Compactor

Waste Management owned the cardboard compactor that was at the Transfer Station. Waste Management offered to sell the Tribe the compactor and at the time the Tribe did not have any monies. It would not have been cost effective for the Tribe to purchase the compactor due to manpower, transportation and the cost of the compactor itself.

Delbert Otradovec

The committee further discussed the Otradovec situation. The committee believes that no one else would be interested in the home, or outbuildings. The committee agreed that all efforts have been exhausted in locating paperwork showing the transfer of the home.

Motion made by Betty Jo Wozniak to recommend to the Legislature to clarify the residential lease for Delbert Otradovec for one acre where the house is situated and 10 acres surrounding the home for agricultural purposes. We also recommend that the Tribe quit claim the house, building, silo and/or barn to Mr. Otradovec with the end results a certified survey showing an acre where the house sits on and up to ten acres for an agricultural lease and all the structures (house, barns, silos and/or building) be quit claimed to Mr. Otradovec regardless if they sit on the residential or agricultural lease. Second was by Eugene Caldwell. All those in favor of the motion signify by saying aye. Motion carried: 5 for, 0 opposed, 0 abstentions and 2 absent (Corn and Grignon).

Motion made by Betty Jo Wozniak to have Mr. Otradovec clear up any outstanding debt to make sure that this is a legal transaction. Second was by Gerald Dick. All those in favor of the motion signify by saying aye. Motion carried: 5 for, 0 opposed, 0 abstentions and 2 absent (Corn and Grignon).

17. Adjournment:

Motion made by Betty Jo Wozniak/Eugene Caldwell to adjourn the meeting.

Meeting adjourned at 6:35 p.m.

Respectfully submitted by,

Linda Peters, recorder
Chairman's Office